



JPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yoshiaki HAMANO et al.

Group Art Unit: 1795

Application No.: 10/713,114

Examiner: C. LEE

Filed: November 17, 2003

Docket No.: 117785

For: POSITIVE ELECTRODE MATERIAL FOR LITHIUM SECONDARY BATTERY,
METHOD FOR PRODUCING THE SAME, AND LITHIUM SECONDARY
BATTERY

APPLICANTS' SEPARATE RECORD OF TELEPHONIC INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On multiple occasions during the last two weeks (such as March 3 and 11) Applicants' representative contacted (or was contacted by) Examiner Lee regarding the status of the above-identified application. Applicants' separate record of the substance of the telephonic interviews is provided in the following remarks.

Examiner Lee informed us that the Request for Reconsideration After Final Rejection filed February 16, 2010 was found persuasive and the rejections set forth in the Final Rejection mailed September 16, 2009 had been withdrawn. Examiner Lee also indicated that in view of the Request for Reconsideration After Final Rejection filed February 16, 2010 the application was in condition for allowance after entry of an Examiner's Amendment to cancel non-elected method claims 10-13 and to amend claim 6 in order for claims 6-9 to be rejoined with the allowed product claims, which Applicants authorized on March 11, 2010.

The six month date for response to the Final Rejection mailed September 16, 2009 falls on March 16, 2010. In view of the facts, such as (1) the Examiner's confirmation that the application has been allowed, and (2) the status of above-identified application was changed to "allowed" on March 15, 2010 in the U.S. PTO's database Applicants' are therefore not submitting a Notice of Appeal to maintain the pendency of the above-identified application because the above-identified application has been allowed.

Should the Examiner have any questions or comments, the Examiner is invited to contact the undersigned at the telephone number set below.

Respectfully submitted,



James A. Oliff

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Benjamin S. Prebyl

Registration No. 60,256

JAO:BSP

Date: March 16, 2010

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